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AP33438 068443.0106
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Lund et al.
Serial No. : 09/982,616 Group Art Unit: 1643
Filed : October 17, 2001 Examiner: TBA
For : CD38 MODULATED CHEMOTAXIS

RESPONSE TO NOTICE TO FILE MISSING PARTS

I hereby certify that on the date set forth below that this paper is being deposited with the United States Postal Service First Class Mail, in an envelope with sufficient postage addressed to:
Assistant Commissioner for Patents, Washington, D.C. 20231, on:

January 22, 2002

Date of Deposit

Carmella L. Stephens

Attorney's Name

41,328

PTO Reg. No.

Carmella L. Stephens
Signature

January 22, 2002
Date of Signature

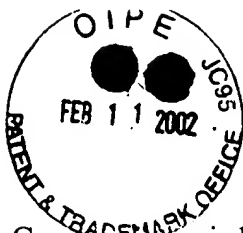
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts mailed November 21, 2001 (a copy of which is attached), Applicant submits herewith

- (i) an executed Combined Declaration and Power of Attorney, together with the declaration surcharge of \$65; and
- (ii) \$140 surcharge for multiple dependent claim.

A check in the amount of \$205 (comprised of \$65 declaration surcharge and \$140 surcharge for multiple dependent claim) is enclosed.



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The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication to Deposit Account No. 02-4377. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


Dated: January 22, 2002

Carmella L. Stephens
Lisa B. Kole
Patent Office Reg. No. 35,225

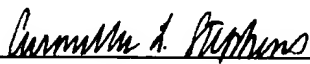
Carmella L. Stephens
Patent Office Reg. No. 41,328

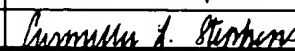
Attorneys for Applicants
BAKER BOTTS L.L.P.
30 Rockefeller Plaza
New York, New York 10112
(212) 408-2539

Please type a plus sign (+) inside this box → ☐

 TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/982,616
	Filing Date	10/17/2001
	First Named Inventor	Lund, Frances E.
	Group Art Unit	To be assigned
	Examiner Name	To be assigned
Total Number of Pages in This Submission	Attorney Docket Number	AP33438 068443.0106

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	COPY OF PAPERS ORIGINALLY FILED <input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Executed Combined Declaration and Power of Attorney
Remarks <input type="checkbox"/>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name BakerBotts LLP 30 Rockefeller Plaza New York, NY 10112	Att Name: Carmella L. Stephens PTO Reg: 41,328
Signature 	
Date January 22, 2002	

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <u>January 22, 2002</u>			
Typed or printed name Carmella L. Stephens			
Signature 	Date January 22, 2002		

BAKER BOTTS LLP

FEE TRANSMITTAL
for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 205

Complete if Known

Application Number	09/982,616
Filing Date	10/17/2001
First Named Inventor	Lund, Frances E.
Examiner Name	To be assigned
Group Art Unit	To be assigned
Attorney Docket No.	AP33438 068443.0106

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

02-4377

Deposit
Account
Name

Baker Botts LLP

- ☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status.
See 37 CFR 1.27

2. ☒ Payment Enclosed:

- ☒ Check ☐ Credit card ☐ Money
Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
740	370	Utility filing fee	
330	165	Design filing fee	
510	255	Plant filing fee	
740	370	Reissue filing fee	
160	80	Provisional filing fee	

SUBTOTAL (1) (\$) 0

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
20**	= 0	X	= 0
3**	= 0	X	= 0
Multiple Dependent		140	= 140

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description
18	9	Claims in excess of 20
84	42	Independent claims in excess of 3
280	140	Multiple dependent claim, if not paid
84	42	** Reissue independent claims over original patent
18	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 140

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	65
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	For filing a request for <i>ex parte</i> reexamination	
920*	920*	Requesting publication of SIR prior to Examiner action	
1,840*	1,840*	Requesting publication of SIR after Examiner action	
110	55	Extension for reply within first month	
400	200	Extension for reply within second month	
920	460	Extension for reply within third month	
1,440	720	Extension for reply within fourth month	
1,960	980	Extension for reply within fifth month	
320	160	Notice of Appeal	
320	160	Filing a brief in support of an appeal	
280	140	Request for oral hearing	
1,510	1,510	Petition to institute a public use proceeding	
110	55	Petition to revive - unavoidable	
1,280	640	Petition to revive - unintentional	
1,280	640	Utility issue fee (or reissue)	
460	230	Design issue fee	
620	310	Plant issue fee	
130	130	Petitions to the Commissioner	
50	50	Processing fee under 37 CFR 1.17(q)	
180	180	Submission of Information Disclosure Stmt	
40	40	Recording each patent assignment per property (times number of properties)	
740	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
740	370	For each additional invention to be examined (37 CFR § 1.129(b))	
740	370	Request for Continued Examination (RCE)	
900	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 65

SUBMITTED BY

Name (Print/Type)

Carmella L. Stephens

Registration No.
(Attorney/Agent)

41,328

Complete (if applicable)

Telephone

(212) 408-2536

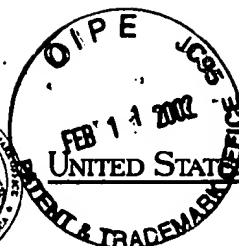
Signature

Carmella L. Stephens

Date

January 22, 2002

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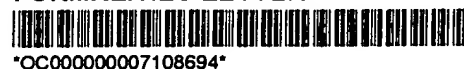
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/982,616	10/17/2001	Frances E. Lund	AP33438 068443.0106

CONFIRMATION NO. 8224

FORMALITIES LETTER



OC000000007108694

21003
BAKER & BOTTS
30 ROCKEFELLER PLAZA
NEW YORK, NY 10112

Date Mailed: 11/21/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

02/13/2002 SDIRETA1 00000050 09982616

FILED UNDER 37 CFR 1.53(b)

01 FC:205 65.00 DP
02 FC:204 140.00 DP

Filing Date Granted

RECEIVED

MAR 27 2002

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$140.
 - \$140 for multiple dependent claim surcharge.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 205.

*A copy of this notice **MUST** be returned with the reply.*

SV

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE